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PATENT

Docket No.: 500417

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

Toshiaki OKUNO

Serial No.: 09/726,380

Group Art Unit:

Filed: December 01, 2000

Examiner:

For: OPTICAL COMMUNICATION SYSTEM AND METHOD OF ASSIGNING SIGNAL CHANNELS

**RESPONSE TO NOTICE  
OF MISSING PARTS OF APPLICATION**

Box Missing Parts  
Commissioner for Patents  
Washington, DC 20231

Sir:

In response to the Notice of Missing Parts of Application dated January 26, 2001,  
submitted herewith are the following documents for filing in the above-referenced application:

1. Declaration and Power of Attorney (which is in compliance with 37.CFR 1.63)
2. Statutory Basic filing fee of \$710.00
3. Late Filing Fee Surcharge of \$130.00
4. Verified English Translation of Application and Fee of \$130.00
5. Request for Corrected Filing Receipt
6. Assignment

Please charge Deposit Account No. 500417 in the amount of \$970.00. To the extent  
necessary, Applicants petition for an extension of time under 37 C.F.R. 1.136. Please charge any

03/19/2001 HABBII 00000113 09726380

01 FC:101	710.00 CH
02 FC:105	130.00 CH
03 FC:139	130.00 CH

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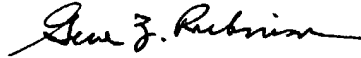
09/726,380

shortage in fees due in connection with the filing of this paper, including extension of time fees,  
to Deposit Account 500417 and please credit any excess fees to such deposit account.

It is requested that a corrected official filing receipt now be issued.

Respectfully submitted,

MCDERMOTT, WILL & EMERY



Gene Z. Robinson  
Registration No. 33,351

600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
(202) 756-8000 GZR:dtb  
**Date: March 16, 2001**  
Facsimile: (202) 756-8087

SCANNED # 14

Atty Docket PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Toshiaki OKUNO

No. : 09/726,380

Filed : December 01, 2000

For : OPTICAL COMMUNICATION SYSTEM AND METHOD OF ASSIGNING  
SIGNAL CHANNELS

**DECLARATION AND VERIFIED TRANSLATION**

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231


Sir:

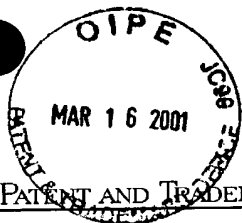
I, Shiro TERASAKI, a Japanese Patent Attorney registered No. 9265 having my business office at Okura-Honkan (Bldg.), 6-12, Ginza 2-chome, Chuo-ku, Tokyo, Japan, hereby declare and say: that I am thoroughly conversant with both the Japanese and English languages; and, that the attached document represents a true English translation of United States Patent Application as filed in accordance with 37 CFR Section 1.52(d) in the Japanese language on December 01, 2000 which is claimed and for which a patent is sought on the invention entitled OPTICAL COMMUNICATION SYSTEM AND METHOD OF ASSIGNING SIGNAL CHANNELS.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signed this 7th day of March, 2001.

Signature:

Name:  Shiro TERASAKI



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/726,380	12/01/2000	Toshiaki Okuno	50212-168

CONFIRMATION NO. 1261

## FORMALITIES LETTER



\*OC00000005711515\*

MCDERMOTT, WILL & EMERY  
600 13th Street, N.W.  
Washington, DC 20005-3096

Date Mailed: 01/26/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.
- The balance due by applicant is \$ 970.

The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

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- drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1);

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*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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